

PERB Rulemaking

Rulemaking is an administrative process that enables agencies to craft rules about substantive topics in their areas of expertise including the procedures and responsibilities that will guide the agency. Rules created through the rulemaking process have the force and effect of law. Rulemaking in Minnesota follows the procedures outlined in the Administrative Procedure Act (APA) found in Chapter 14 of Minnesota Statutes. Additional information about rulemaking in Minnesota may be found at the following links:

- [Minnesota Statutes, Chapter 14](#)
- [Minnesota Rules, Chapter 14](#)
- [Minnesota Rulemaking Manual](#)

The PERB was created by the Minnesota Legislature by an amendment to Minnesota Chapter 179A during the legislative session of 2014. In this same legislation, [Laws of Minnesota 2014, Chapter 211](#), the PERB was directed to promulgate rules that would govern the operations of the new agency and the procedures and standards for resolution of unfair labor practices under the Public Employment Labor Relations Act, [Minnesota Chapter 179A](#). PERB will be considering both appeals from the Commissioner of the Bureau of Mediation Services under [Minnesota Statutes § 179A.12, subd. 11](#), and unfair labor practice cases involving charitable hospitals under Minnesota Statutes §§ [179.11](#) and [179.12](#), and in the public sector under § [179A.13](#). Review of decisions of the Commissioner and allegations of unfair labor practices have previously been within the jurisdiction of the Minnesota courts. The Board's jurisdiction over unfair labor charges and decisions of the Commissioner regarding unfair labor practices commences July 1, 2016.

The rulemaking process is designed to be transparent and involve community participation. The PERB will seek feedback several times during the rulemaking process. The PERB is in the early stage of drafting the rules and is seeking comments from the public about the content of these rules. In addition, comments and questions about the rules are welcome at any time during the rulemaking process. PERB invites the public to return to this site to receive updates about the status of this rulemaking.

Agency Contact Person. Comments, questions, requests to receive a draft of the rules, once prepared, and requests for more information on these possible rules should be directed to:

Steve Hoffmeyer, Interim General Counsel/Executive Director
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Alternative Format. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

October 22, 2015